

Remarks

Applicants traverse the present restriction requirement. Applicants submit that the method of use claims 56-59 and 63-65, commensurate in scope with allowed product claims, are appropriately included with the product groupings. Applicants respectfully request that method of use claims 56-59 and 63-65 be rejoined when a product claim is found to be allowable. According to M.P.E.P., §821.04 and *In re Ochiai*, 71 F.3d 1565, 37 USPQ 1127 (Fed. Cir. 1995), rejoinder of product claims with process claims commensurate in scope with the allowed product claims is permitted following a finding that the product claims are allowable. Applicants have retained the claims 56-59 and 63-65 in the enclosed amended claims, in light of the traversal.

Applicants request entry of the amendments to the claims prior to any action on the merits. Applicants respectfully request prompt favorable consideration of the elected subject matter. If a telephone interview would be of assistance in advancing prosecution of the subject application, Applicants' undersigned attorney invites the Examiner to telephone her at the number provided.

Respectfully submitted,

/MaCharri Vorndran-Jones/

MaCharri Vorndran-Jones
Attorney for Applicants
Registration No. 36,711
Phone: 317-276-1665

Eli Lilly and Company
Patent Division
P.O. Box 6288
Indianapolis, Indiana 46206-6288

08 January 2007